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NASHVILLE ELECTRIC SERVICE

1214 CHURCH ST. • NASHVILLE, TENN. 37203 • PHONE 747-3701

ELECTRIC POWER BOARD OF THE METROPOLITAN
GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY

December 12, 1989

LEGAL DEPARTMENT

EUGENE W. "GENE" WARD
General Counsel

Ms. Kelley McCarty
U. S. Environmental Protection Agency
345 Courtland Street
Atlanta, Georgia 30365

Re: Saad Site, Nashville, TN

Dear Ms. McCarty:

This will acknowledge receipt of a letter from Mr. Patrick M. Tobin, dated November 27, 1989, to Mr. Ed Spurlock, regarding the Saad site in Nashville, Tennessee.

We have since been advised that the site, which is the subject of the aforementioned letter, is at 3655 Trousdale Drive. This is the same address shown on NES documents as the address for Saad's place of business when NES was doing business with Saad.

We have also been advised that the dates involved at this site are 1971 through 1983. We have been able to locate some documents that show that NES did business with Saad from October 30, 1979 through September 30, 1981. However, the date of the last shipment was July 16, 1981. A copy of the 1979-80 agreement and extension agreement of one year through September 30, 1981 and NES documents we have been able to locate are attached.

NES ceased doing business with Saad pursuant to a memo of June 22, 1981 evidently for nonpayment of the oil.

Our records and information from employees reveal that Saad picked up only transformer oil and motor oil. There are no records and no employees who worked at the Transportation Department or Construction & Maintenance Department who have any knowledge of Saad's picking up any cleaning solvent or any oil other than transformer oil and motor oil.

The notification letter stated that "both the wells and the soil were found to contain excessive levels of various chlorinated organics, including trichloroethylene, methylene chloride and dichloroethane." I am advised that these chemicals are found in cleaning solvents, and not in transformer oil or motor oil.

At this time we respectfully submit that NES is not PRP since we do not believe that we contributed in any way to the contamination at 3655 Trousdale Drive in Nashville. We also request that EPA remove NES from its list of potential

Ms. Kelley McCarty
December 12, 1989
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responsible parties at this site. However, NES is willing to and desires to participate in the investigation and meetings regarding the investigation and negotiations, without admitting any liability or waiving any rights available to us under the law. This decision is made upon the information we have at this time.


All correspondence should be addressed to:

Eugene W. Ward
General Counsel
Nashville Electric Service
Nashville, TN 37203
615/747-3701
Fax 615/747-3942

Please furnish us a copy of the information you have indicating that NES is a responsible party. We will remit the cost by return mail.

I will be attending the December 14, 1989 meeting.

Very truly yours,


Eugene W. Ward
General Counsel

EWW:yh
Enclosures

cc: Mr. Dudley Phillips, General Manager & C.E.O. - NES
Mr. Ed Spurlock, Environmental Specialist - NES

This package, # A , contains:

Contract with: John P. Saad & Sons, Inc.
3650 Trousdale Drive
Nashville, TN 37211

dated: 10-15-79 (10-30-79)

Date Contract expires: 9-30-80

Price per gallon of transformer oil: .20¢

Contract Extension: 10-1-80 thru 9-30-81

New price per gallon: .20¢

Total gallons disposed of:

Total cost for disposal:

Total number of shipments:

Other information:

No oil information can be found prior to invoice 131
7-16-81.

Saad and Sons contract was cancelled after invoice
131.

 **NASHVILLE ELECTRIC SERVICE** CHURCH ST. AT 13TH AVE. • NASHVILLE, TENN. 37246 • PHONE 747-3981

ELECTRIC POWER BOARD OF THE METROPOLITAN
GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY

October 15, 1979

John P. Saad & Sons, Inc.
3655 Trousdale Drive
Nashville, TN 37211

Attention: Mr. Richard Saad

Subject: Our Inquiry #1214-79
Dated September 25, 1979

Gentlemen:

Your offer to provide pick up service of our used oil is accepted and is subject to the following terms and conditions as shown in the subject Inquiry:

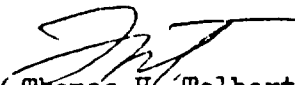
Pick up Service to begin October 30, 1979 and extend through September 30, 1980. It is to include all used transformer, hydraulic and crank case oils. Pickups to be made on an as needed basis from our Garage at 12th & Hynes Street and Transformer Shop at 13th & Hynes Street. Our Garage and Construction & Maintenance Personnel will notify you each time a pickup is necessary. We are to receive .20 cents per gallon from you for used transformer oil and .12 cents per gallon for used hydraulic and crank case oils.

You are to provide necessary equipment to pump used oils from our tank or drums.

Check to be made payable to Nashville Electric Service and shall list the number of gallons of oil and the type of oil picked up each month. Payment to be made on a monthly basis.

We appreciate your interest in submitting a quotation on our used oil.

Yours very truly,

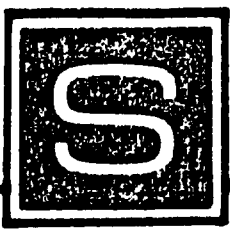

Thomas H. Tolbert
Asst. Purchasing Agent

cc: Mr. L. Smith ✓
Mr. Clyde Apple
Accounting Dept.

502

File

11 9 0016



JOHN P SAAD & SONS

3655 Trousdale Dr. • Nashville, Tennessee 37204

Phone 834-2050

September 9, 1980

Mr. Leonard Smith

Thomas H. Tolbert
Assistant Purchasing Agent
Nashville Electric Service
Church St. at 13th Ave.
Nashville, Tn. 37246

Dear Mr. Tolbert,

We agree to the terms of the existing contract, to be extended
one more full year.
The present contract terminates 9-30-80.

We agree to the same terms of the existing contract to be ex-
tended for one full year.

The new contract ending date will be 9-30-81.

If there are any other questions feel free to call.

Sincerely,

John P. Saad Jr.

John P. Saad Jr.
President

DEPARTMENT CORRESPONDENCE

June 22, 1981

WASTE OIL PICK UP

Do not permit Saad and Sons to pick up waste oil in the future. We will receive a letter from Eddie Voekel in Purchasing Department, designating who will be picking up waste oil.

This may be several days since Purchasing Department may have to inquire for waste oil pick up.



L. H. SMITH
Asst. Supt. of Transportation
fw

cc: W. A. Taylor ✓
G. A. Justice
J. K. Tallman
Carl Fieth
William Altom
Matthew Jobe
B. H. Price
J. O. Heard

Wat
6/29/81

11 9 0018

INVOICE DATE 7/16/31

INVOICE NO. 131

John P. Saad & Sons
3655 Trousdale Rd.
Nashville, TN 37204

SALES ORDER NO.

TERMS: NET 10 DAYS

For NES Transformer Oil-1,500 Gallon

Sales Tax

\$300.00

20.25

Total Due

\$320.25